



Customer No. 26874
PATENT TRADEMARK OFFICE
Atty. Docket: 103287.0522855

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Leonard D. Kohn et al. : Paper No:
Serial No. 10/801,986 : Group Art Unit: 1614
Filed: March 16, 2004 : Examiner:
For: METHIMAZOLE DERIVATIVES AND TAUTOMERIC CYCLIC THIONES TO
INHIBIT CELL ADHESION

RESPONSE TO NOTICE TO COMPLY

Confirmation No. 3062

Mail Stop MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to Comply with Requirements for Patent Applications
Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, Applicant submits
the following:

1. Response to Notice to Comply;
2. Check - \$27.00 for fees owed; and
3. Return portion of Formalities Letter.

Also, enclosed find a copy of the Fee Transmittal filed with this application and a
Monthly Statement of Deposit Account for our firm deposit account. The Monthly Statement of
Deposit Account evidences that the \$999.00 filing fee for the above application was credited to
our deposit account on March 23, 2004. Applicant cannot tell from the Notice to Comply
whether this amount was withdrawn from the deposit account and credited as paid to the USPTO
on this application.

Applicant has recalculated the number of claims in this application and realizes that there
are a total of 56 dependent claims, which includes the multiple claims. The totals below
evidence the \$27.00 still owed the U.S. Patent and Trademark Office. A check for that amount is
enclosed with this document.

Serial No. 10/801,986

| | |
|--|---------------|
| 7 independent claims – 3 = 4 x \$43.00 = | \$172.00 |
| 56 dependent claims – 20 = 36 x \$9 = | 324.00 |
| Multiple claim fee = | 145.00 |
| Filing fee = | <u>385.00</u> |
| Total owed to USPTO | \$1,026.00 |
| Total paid USPTO from deposit account | <u>999.00</u> |
| Total still owed USPTO | \$ 27.00 |

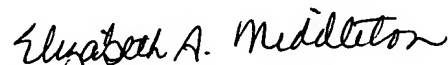
If there is any further confusion regarding this application, the Applicants' representative may be called for further clarification at (513) 651-6839.

In addition, Applicant further states that the content of the sequence listing information recorded in computer readable form and filed with the above application on March 16, 2004 is identical to the written sequence listing submitted with the application and includes no new matter, as required by 37 CFR 1.821(e), 1.821(g), 1.825(b) or 1.825(d).

The Commissioner for Patents is authorized to charge any deficiency or credit any overpayment of fees to Frost Brown Todd LLC Deposit Account No. 06-2226.

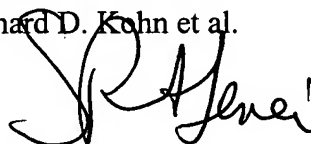
CERTIFICATE OF MAILING

I hereby certify that a copy of this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 22, 2004.

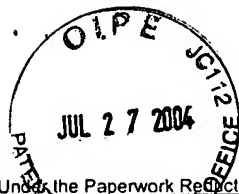

Elizabeth A. Middleton

Respectfully submitted,

Leonard D. Kohn et al.



Stephen R. Albainy-Jenei
Registration No. 41,487
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 999.00

Complete if Known

| | |
|----------------------|-----------------|
| Application Number | Unknown |
| Filing Date | March 16, 2004 |
| First Named Inventor | Leonard D. Kohn |
| Examiner Name | Unknown |
| Art Unit | Unknown |
| Attorney Docket No. | 0103287.0522855 |

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit
Account
Number
Deposit
Account
Name

06-2226

Frost Brown Todd LLC

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | | Small Entity | | Fee Description | Fee Paid |
|--------------|----------|--------------|----------|------------------------|-----------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1001 | 770 | 2001 | 385 | Utility filing fee | 385 |
| 1002 | 340 | 2002 | 170 | Design filing fee | |
| 1003 | 530 | 2003 | 265 | Plant filing fee | |
| 1004 | 770 | 2004 | 385 | Reissue filing fee | |
| 1005 | 160 | 2005 | 80 | Provisional filing fee | |
| SUBTOTAL (1) | | | | | (\$) 385 |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| | | Extra Claims | | Fee from below | | Fee Paid |
|--------------------|----|--------------|----|----------------|-----|----------|
| Total Claims | 53 | -20** = | 33 | X | 9 | = 297 |
| Independent Claims | 7 | -3** = | 4 | X | 43 | = 172 |
| Multiple Dependent | | | | | 145 | = 145 |

| Large Entity | | Small Entity | | Fee Description |
|--------------|----------|--------------|----------|--|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | |
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 |
| 1201 | 86 | 2201 | 43 | Independent claims in excess of 3 |
| 1203 | 290 | 2203 | 145 | Multiple dependent claim, if not paid |
| 1204 | 86 | 2204 | 43 | ** Reissue independent claims over original patent |
| 1205 | 18 | 2205 | 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$) 614

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity | | Small Entity | | Fee Description | Fee Paid |
|--------------|----------|--------------|----------|--|----------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 | 130 | 1053 | 130 | Non-English specification | |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for ex parte reexamination | |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 | 110 | 2251 | 55 | Extension for reply within first month | |
| 1252 | 420 | 2252 | 210 | Extension for reply within second month | |
| 1253 | 950 | 2253 | 475 | Extension for reply within third month | |
| 1254 | 1,480 | 2254 | 740 | Extension for reply within fourth month | |
| 1255 | 2,010 | 2255 | 1,005 | Extension for reply within fifth month | |
| 1401 | 330 | 2401 | 165 | Notice of Appeal | |
| 1402 | 330 | 2402 | 165 | Filing a brief in support of an appeal | |
| 1403 | 290 | 2403 | 145 | Request for oral hearing | |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding | |
| 1452 | 110 | 2452 | 55 | Petition to revive - unavoidable | |
| 1453 | 1,330 | 2453 | 665 | Petition to revive - unintentional | |
| 1501 | 1,330 | 2501 | 665 | Utility issue fee (or reissue) | |
| 1502 | 480 | 2502 | 240 | Design issue fee | |
| 1503 | 640 | 2503 | 320 | Plant issue fee | |
| 1460 | 130 | 1460 | 130 | Petitions to the Commissioner | |
| 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt | |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 | 770 | 2809 | 385 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 | 770 | 2810 | 385 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 | 770 | 2801 | 385 | Request for Continued Examination (RCE) | |
| 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 0

SUBMITTED BY

Name (Print/Type) Stephen R. Albany-Jenei

Registration No.
(Attorney/Agent)

41,487

Telephone (513) 651-6839

Signature

Date

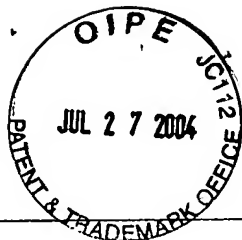
03-18-04

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



UNITED STATES
PATENT AND
TRADEMARK OFFICE



MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

FROST BROWN TODD LLC/CINCINNATI
TAMMI TOEPFER
2200 PNC CENTER 201 EAST 5TH STREET

CINCINNATI OH 45201-5715

FINA

Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
www.uspto.gov

| |
|-----------------------|
| Account No. 062226 |
| Date 3-31-04 |
| Page 3 |

PLEASE SEND REMITTANCES TO:
U. S. Patent and Trademark Office
P.O. Box 70541
Chicago, IL 60673

| DATE POSTED | | | CONTROL NO. | DESCRIPTION (Serial, Patent, TM, Order) | DOCKET NO. | FEE CODE | CHARGES/ CREDITS | BALANCE |
|-------------|-----|-----|-------------|--|-----------------|----------|---------------------|----------|
| MO. | DAY | YR. | | | | | | |
| 3 | 22 | 04 | 1069 | 78388262 | | 7001 | 670.00 | 13512.95 |
| 3 | 23 | 04 | 54 | E-REPLENISHMENT | | 9203 | -999.00 | 14511.95 |
| 3 | 23 | 04 | 66 | | 1160280/395897 | 8507 | 15.00 | 14496.95 |
| 3 | 24 | 04 | 25 | PCT/US04/07888 | 0523426 | 1703 | 33.00 | 14463.95 |
| 3 | 24 | 04 | 48 | 60555180 | 103042.0514321B | 2005 | 80.00 | 14383.95 |
| 3 | 26 | 04 | 201 | 10677088 | | 9204 | -40.00 | 14423.95 |
| 3 | 26 | 04 | 311 | 0860484 | | 8521 | 40.00 | 14383.95 |
| 3 | 26 | 04 | 312 | 0867505 | | 8522 | 25.00 | 14358.95 |
| 3 | 26 | 04 | 313 | 1288885 | | 8522 | 25.00 | 14333.95 |
| 3 | 26 | 04 | 314 | 1307933 | | 8522 | 25.00 | 14308.95 |
| 3 | 26 | 04 | 315 | 1430155 | | 8522 | 25.00 | 14283.95 |
| 3 | 30 | 04 | 30 | 813932 | 1590/579787 | 8521 | 40.00 | 14243.95 |
| 3 | 30 | 04 | 31 | 813932 | 1590/579787 | 8522 | 150.00 | 14093.95 |
| 3 | 30 | 04 | 35 | E-REPLENISHMENT | | 9203 | -15.00 | 14108.95 |
| 3 | 30 | 04 | 36 | E-REPLENISHMENT | | 9203 | -670.00 | 14778.95 |
| 3 | 30 | 04 | 37 | E-REPLENISHMENT | | 9203 | -140.00 | 14918.95 |
| 3 | 30 | 04 | 38 | E-REPLENISHMENT | | 9203 | -3504.00 | 18422.95 |
| 3 | 30 | 04 | 39 | E-REPLENISHMENT | | 9203 | -3481.00 | 21903.95 |
| 3 | 30 | 04 | 40 | E-REPLENISHMENT | | 9203 | -250.00 | 22153.95 |
| 3 | 30 | 04 | 41 | E-REPLENISHMENT | | 9203 | -80.00 | 22233.95 |
| 3 | 30 | 04 | 42 | E-REPLENISHMENT | | 9203 | -670.00 | 22903.95 |
| 3 | 30 | 04 | 65 | 10810354 | END5095.0515520 | 1001 | 770.00 | 22133.95 |
| 3 | 30 | 04 | 66 | 10810354 | END5095.0515520 | 1202 | 1368.00 | 20765.95 |
| 3 | 31 | 04 | 1 | 10173510 | 0000PC0 | 1252 | 420.00 | 20345.95 |
| 3 | 31 | 04 | 24 | 1327696 | 0010600/387571 | 8521 | 40.00 | 20305.95 |
| 3 | 31 | 04 | 25 | 1327696 | 0010600/387571 | 8522 | 50.00 | 20255.95 |

AN AMOUNT SUFFICIENT TO
COVER ALL SERVICES REQUESTED
MUST ALWAYS BE ON DEPOSIT

OPENING BALANCE

18755.95

TOTAL CHARGES

17111.00

TOTAL CREDITS

18611.00

CLOSING BALANCE

20255.95

*** 00 INDICATES OVERDRAWN



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450
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IFW#

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/801,986 | 03/16/2004 | Leonard D. Kohn | 103287.0522855 |

Stephen R. Albainy-Jenei
 2200 PNC Center
 201 E. Fifth St.
 Cincinnati, OH 45202



CONFIRMATION NO. 3062

FORMALITIES LETTER



OC000000013195334

Date Mailed: 07/09/2004

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$540** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$540** for a Small Entity

- Total additional claim fee(s) for this application is **\$540**

07/28/2004 MAHED1 00000043 10801986

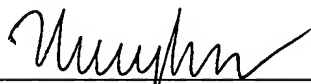
27.00 DP

01 FC:2202

- \$540 for 93 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE